App. F. IX-4

*Previous References*

Law 67-29-1-7

1931 . 32
( Law )

File No. 79-31

Serial Nos. 1-2

*Later References*

Law 151-1932

(b)

# General and Revenue Secretariat.

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*Serial Nos.* 2

**Part B for** October 1931

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SUBJECT.

Proposed Suit against Mr Abdul Khudus Khaliel and others for recovery of loan due to the Industries Department-

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To The PPr. Blore.

No. P1872 dt. 10. 31.

Informs that the plaint has to be prepared in consultation with the Director of I & C and send to this Office for approval

Sd - Abdul Aziz
2-11-31.

App. F. III—2]

General and Revenue Secretariat — File No. 79 of 193 1.

Serial No.

Letter no. 119/31-32 dated 17.9.31 from the Pr. Bangalore forwarding for approval a plaint along with the records in connection with the proposed suit against Mr. Abdul Khadir Vakaleed. & others.

The proposed suit is according to the instructions given in this Govt. letter no. P. 6677 dated 17.4.31.

Flag 'B'

Dft plaint & rubs for scrutiny & approval.

TSD 24/9

Institution of this suit has not yet been sanctioned by Govt. The Legal Adv's letter referred to above only contains legal opinion on the point.

The mortgage in this case is in favour of the Director of I & C on behalf of the Govt. of Mysore. The plaintiff must therefore be the "Govt. of Mysore by the Dir of I & C".

It is ~~said~~ that it is the D.C. Blore that has instructed the Pr to file the suit. ~~It is~~ This is not in order. It must be the Dir of I & C that has to take action in the matter.

Under rule 83 of the Legal Affairs Rules, the plaint has to be prepared by ~~the Dir of~~ Pr, in consultation with the Dir of I & C and then sent to this office

NOTE—Contn. Sheet

WD 02553—50,000—GPB—8-7 30.

for approval with the original mortgage deed for inspection.

If approved the papers will be returned to the Pltr with these remarks.

(Yours truly)

DRA 24/9

This may be done

HM 24/9

(I Member)

25.9.31

Hon

Dft Letter 25/9

Dft Subd

ISD 26/9

Issue as revised

MC 28/9

To

The Pltr B'lore.

No. P. 1872 dated 1.10.31 intimating that the record sent down has Rs 1000 in suit of the Suit has not yet received Govt sanction, and that the mortgage being in favour of D.G.C. action is to be taken by the Dor of S&E under rule 52 of our Rules for the Conduct of the Legal affairs of Govt, and suggesting that the plaint has to be prepared in Consultation with Dor S&E then sent to this office for Govt.

GENERAL SECRETARY. 24 SEP. 1931 No

SEP

TYPING SECTION * 28 SEP. 1931 * GENL. & REV SECT.

Sd/- B.

KD 2/10.

Mis 36 9 31
P 031

GENERAL SECRETARIAT
17 SEP 1931
AGPB
No. 192

From

B. N. VIJAYA, B.L., M.A.,
BARRISTER-AT-LAW,
PUBLIC PROSECUTOR & GOVT. PLEADER,
BANGALORE DVN.

Leave 19-31-1

To

The General Secretary
to the Government of Mysore

Dated 17.9.31 Bangalore

Despatched 17.9.31

Received

General No. 119/31-32
No.

Enclosure No. one file
with original documents.

any
Reply
MP
18/9

Sir,

I have the honour to send herewith the plaint to be filed in court along with the entire records received from the Deputy Commissioner, Bangalore for your approval and early return for filing the same in court.

I have the honour to be
Sir,
Your most obedient Servant

B. N. Vijaya
Public Prosecutor,
Bangalore

Appendix F G—1]

SUBJECT .....

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Section Loans

File No. 19-31

Serial No. 2

*Diary No. of letter replied to* .....

No 1872 Records

To The P.P. Bangalore.

Sir,

General and Revenue Secretariat

( )

*the* *193*

With reference to your letter no. 119/31-32 dated 17th Sept 1931 forwarding for approval a plaint in the proposed suit against Mr. Abdul Khudus Khaleel and others for recovery of loan due to the Industries department, I am directed to state that the mortgage in this case being in favour of the D.I.C. on behalf of the Govt of Mysore, the ptf must be the Govt of Mysore by the Director of I&C and action is to be taken by the Dir of I&C, Under rule 83 of the Rules for the conduct of the Legal affairs of Govt

Date of issue 1/10/31

Signed by M. Ry

List of enclosures .....

Copied by .....

Examined by .....

the records sent by you do not ~~appear to~~ show that the institution of the suit has as yet received Govt sanction ~~as~~ The Legal R's letter no: 6677/Law of the 17th April 1931 to the D.C. Blore, gives only legal opinion in the matter - Moreover

3

the plans be to be prepared & in
consultation with the Dir of Dte
& then sent to this office for
ppl with the original mortgage deed
for inspection

The entire records received
with your letter are herewith returned.

I have etc

TSD 28/9 Genl Secy 28/9

4

30th September 1931.

The

General Department.

The Public Prosecutor,
Bangalore.

With reference to your letter No. 119/31-32 dated 17th September 1931 forwarding for approval a plaint in the proposed suit against Mr.Abdul Khadus Khaleel and others for recovery of loan due to the Industries department, I am directed to state that the records sent by you do not show that the institution of the suit has as yet received Government sanction. The Legal Remembrancer's letter No. 6677/Law of the 17th April 1931 to the Deputy Commissioner Bangalore, gives only legal opinion in the matter. Moreover the mortgage in this case being in favour of the Director of Industries and Commerce on behalf of the Government of Mysore, the plaintiff must be the Government of Mysore by the Director of Industries and Commerce and action is to be taken by the Director of Industrice and Commerce, under rule 83 of the Rules for the conduct of the Legal affairs of Government. The plaint has to be prepared in consultation with the Director of Industries and Commerce and then sent to this office for approval with the original mortgage deed for inspection.

The entire records received with your letter are herewith returned.

I have the honor to be,
Sir,
Your most obedient servant,

Sd/- H.V.Ramaswami.
For Secretary to Government
General Department.

C.L.

P.T.O.

Memo No.

Copy of the foregoing is forwarded with compliments

to the Deputy Commissioner, Bangalore
Director of Industries and Commerce in Mysore,
for information.

By Order,

30/9

For Secretary to Government
General Department.

SD